



U.S. Department of Justice

United States Attorney
Southern District of New York

MEMO ENDORSED

The Silvio J. Mollo Building
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New York, New York 10007

December 20, 2019

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BY CM/ECF

The Hon. Valerie E. Caproni
United States District Court for the
Southern District of New York
Thurgood Marshall
United States Courthouse
40 Foley Square
New York, New York 10007

Re: *United States v. Salifou Conde et al.*, 19 Cr. 808 (VEC)

Dear Judge Caproni:

The Government writes to request an extension of time from December 20, 2019, to January 3, 2020, within which to produce discovery in this case.

On November 13, 2019, a grand jury sitting in this District returned an Indictment charging Salifou Conde, Sekhou Toure, Alseny Keita, Abraham Dukuray, Aboubakar Bakayoko, and Sylvain Gnali Gnahore each with one count of wire fraud, in violation of 18 U.S.C. §§ 1343 and 2; one count of bank fraud, in violation of 18 U.S.C. §§ 1344 and 2; and one count of conspiracy to commit wire fraud and bank fraud, in violation of 18 U.S.C. § 1349. At arraignments on November 19, 2019, the Government requested 30 days to produce discovery, and the Court set a deadline of December 20, 2019, for discovery to be produced.

The Government intends to produce nearly all of the discovery in this case – which contains financial information and personally identifying information – pursuant to a protective order. On December 5, 2019, the Government circulated to defense counsel a proposed protective order and a stipulation regarding draft translations. On December 14, 2019, the Government circulated updated drafts of both documents in response to defense counsel's comments. The Government did not receive executed copies from all defendants. On or about December 18, 2019, the Government learned for the first time that counsel for defendant Sylvain Gnali Gnahore intended to request a discovery coordinator in the case. On December 18, Gnahore requested a discovery coordinator, and the Court appointed one the next day, on December 19. The protective order previously circulated to defense counsel does not contemplate a discovery coordinator and, as such, a new protective order will be required. On December 20, the Government circulated a new proposed protective order to defense counsel.

Because no protective order is currently in place and nearly all discovery is intended to be produced pursuant to a protective order, the Government requests an extension of time until

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We thank the Court for its consideration of this matter.

SO ORDERED.

12/26/2019

GEOFFREY S. BERMAN
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By: /s/
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